

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS  
FOR THE PUBLIC UTILITIES COMMISSION

In the Matter of the Application of Otter  
Tail Power Company and Others for  
Certification of Transmission Facilities in  
Western Minnesota

**SCHEDULING ORDER FOR  
ADDITIONAL EVIDENTIARY  
PROCEEDINGS**

A prehearing conference was held August 20, 2008, pursuant to the Public Utilities Commission's August 7, 2008, Order Referring Case to the Office of Administrative Hearings for Additional Evidentiary Hearings, and its August 12, 2008, Notice of Prehearing Conference.

Todd J. Guerrero, Lindquist & Vennum, 4200 IDS Center, 80 South Eighth St, Minneapolis, MN 55402, appeared on behalf of the Applicants.

Elizabeth I. Goodpaster, Attorney at Law, Minnesota Center for Environmental Advocacy, 26 East Exchange St, Suite 206, St. Paul, MN 55101, appeared on behalf of Minnesota Center for Environmental Advocacy; Minnesotans for an Energy Efficient Economy; Izaak Walton League of America, Midwest Office; Wind on the Wires; and Union of Concerned Scientists.

Nikola Kieves, Counsel, Excelsior Energy, Inc., 11100 Wayzata Blvd, Suite 305, Minnetonka, MN 55305, appeared on behalf of Excelsior Energy, Inc.

Christopher K. Sandberg, Lockridge Grindal Nauen PLLP, 100 Washington Ave S, Suite 2200, Minneapolis, MN 55401, on behalf of the Midwest Independent System Operator.

David Jacobson appeared on behalf of the PUC Staff.

Based upon the recommendation of Commission staff and the discussions at the prehearing conference, the Administrative Judge makes the following:

**ORDER**

1. The Administrative Law Judge's report to the Commission shall be in the form of a summary of the additional evidence presented.

2. After the Report of the Commission's Expert is filed, a status conference will be held to discuss the scope of discovery from the Commission's Expert, the nature

of rebuttal testimony the Parties intend to file, discovery as to rebuttal testimony, and any other appropriate matters.

3. The following approximate schedule is adopted:

<b>Event or Filing</b>	<b>During the week of:</b>
Selection of Commission's Expert	September 8
Preparation of Contract with the Expert	September 15
Submission of Expert's Report/Testimony	October 13
Status Conference by Telephone	October 20
Rebuttal Testimony from the Parties	November 3
Evidentiary Hearings	November 10
Briefs or Proposed Summaries of Evidence	November 17
ALJ's Summary of Additional Evidence	December 8

Dated: August 26, 2008

/s/ Steve M. Mihalchick

---

STEVE M. MIHALCHICK  
Administrative Law Judge